



General Assembly

February Session, 2010

Raised Bill No. 388

LCO No. 1691

01691____ENV

Referred to Committee on Environment

Introduced by:
(ENV)

AN ACT CONCERNING CONNECTICUT'S ECONOMIC AND ENVIRONMENTAL FUTURE.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (a) of section 22a-483 of the 2010 supplement
2 to the general statutes is repealed and the following is substituted in
3 lieu thereof (*Effective from passage*):

4 (a) For the purposes of sections 22a-475 to 22a-483, inclusive, as
5 amended by this act, the State Bond Commission shall have the power,
6 from time to time to authorize the issuance of bonds of the state in one
7 or more series and in principal amounts, not exceeding in the
8 aggregate one billion [sixty-six] one hundred sixteen million thirty
9 thousand dollars, provided [forty] ninety million dollars of said
10 authorization shall be effective July 1, 2010.

11 Sec. 2. Subsection (d) of section 22a-483 of the 2010 supplement to
12 the general statutes is repealed and the following is substituted in lieu
13 thereof (*Effective from passage*):

14 (d) Notwithstanding the foregoing, nothing herein shall preclude

15 the State Bond Commission from authorizing the issuance of revenue
16 bonds, in principal amounts not exceeding in the aggregate one billion
17 nine hundred [thirteen] eighty three million four hundred thousand
18 dollars, provided [eighty] one hundred fifty million dollars of said
19 authorization shall be effective July 1, 2010, that are not general
20 obligations of the state of Connecticut to which the full faith and credit
21 of the state of Connecticut are pledged for the payment of the principal
22 and interest. Such revenue bonds shall mature at such time or times
23 not exceeding thirty years from their respective dates as may be
24 provided in or pursuant to the resolution or resolutions of the State
25 Bond Commission authorizing such revenue bonds. The revenue
26 bonds, revenue state bond anticipation notes and revenue state grant
27 anticipation notes authorized to be issued under sections 22a-475 to
28 22a-483, inclusive, as amended by this act, shall be special obligations
29 of the state and shall not be payable from nor charged upon any funds
30 other than the revenues or other receipts, funds or moneys pledged
31 therefor as provided in said sections 22a-475 to 22a-483, inclusive, as
32 amended by this act, including the repayment of municipal loan
33 obligations; nor shall the state or any political subdivision thereof be
34 subject to any liability thereon except to the extent of such pledged
35 revenues or the receipts, funds or moneys pledged therefor as
36 provided in said sections 22a-475 to 22a-483, inclusive, as amended by
37 this act. The issuance of revenue bonds, revenue state bond
38 anticipation notes and revenue state grant anticipation notes under the
39 provisions of said sections 22a-475 to 22a-483, inclusive, as amended
40 by this act, shall not directly or indirectly or contingently obligate the
41 state or any political subdivision thereof to levy or to pledge any form
42 of taxation whatever therefor or to make any appropriation for their
43 payment. The revenue bonds, revenue state bond anticipation notes
44 and revenue state grant anticipation notes shall not constitute a charge,
45 lien or encumbrance, legal or equitable, upon any property of the state
46 or of any political subdivision thereof, except the property mortgaged
47 or otherwise encumbered under the provisions and for the purposes of
48 said sections 22a-475 to 22a-483, inclusive, as amended by this act. The

49 substance of such limitation shall be plainly stated on the face of each
50 revenue bond, revenue state bond anticipation note and revenue state
51 grant anticipation note issued pursuant to said sections 22a-475 to
52 22a-483, inclusive, as amended by this act, shall not be subject to any
53 statutory limitation on the indebtedness of the state and such revenue
54 bonds, revenue state bond anticipation notes and revenue state grant
55 anticipation notes, when issued, shall not be included in computing
56 the aggregate indebtedness of the state in respect to and to the extent
57 of any such limitation. As part of the contract of the state with the
58 owners of such revenue bonds, revenue state bond anticipation notes
59 and revenue state grant anticipation notes, all amounts necessary for
60 the punctual payment of the debt service requirements with respect to
61 such revenue bonds, revenue state bond anticipation notes and
62 revenue state grant anticipation notes shall be deemed appropriated,
63 but only from the sources pledged pursuant to said sections 22a-475 to
64 22a-483, inclusive, as amended by this act. The proceeds of such
65 revenue bonds or notes may be deposited in the Clean Water Fund for
66 use in accordance with the permitted uses of such fund. Any expense
67 incurred in connection with the carrying out of the provisions of this
68 section, including the costs of issuance of revenue bonds, revenue state
69 bond anticipation notes and revenue state grant anticipation notes may
70 be paid from the accrued interest and premiums or from any other
71 proceeds of the sale of such revenue bonds, revenue state bond
72 anticipation notes or revenue state grant anticipation notes and in the
73 same manner as other obligations of the state. All provisions of
74 subsections (g), (k), (l), (s) and (u) of section 3-20 or the exercise of any
75 right or power granted thereby which are not inconsistent with the
76 provisions of said sections 22a-475 to 22a-483, inclusive, as amended
77 by this act, are hereby adopted and shall apply to all revenue bonds,
78 state revenue bond anticipation notes and state revenue grant
79 anticipation notes authorized by the State Bond Commission pursuant
80 to said sections 22a-475 to 22a-483, inclusive, as amended by this act.
81 For the purposes of subsection (o) of section 3-20, "bond act" shall be
82 construed to include said sections 22a-475 to 22a-483, inclusive, as

83 amended by this act.

84 Sec. 3. Section 14-21e of the 2010 supplement to the general statutes
85 is repealed and the following is substituted in lieu thereof (*Effective*
86 *from passage*):

87 (a) On and after January 1, 1993, the Commissioner of Motor
88 Vehicles shall issue Long Island Sound commemorative number plates
89 of a design to enhance public awareness of the state's effort to restore
90 and protect Long Island Sound. Said design shall be determined by
91 agreement between the Commissioner of Environmental Protection
92 and the Commissioner of Motor Vehicles. No use shall be made of
93 such plates except as official registration marker plates.

94 (b) The Commissioner of Motor Vehicles shall establish, by
95 regulations adopted in accordance with chapter 54, a fee to be charged
96 for Long Island Sound commemorative number plates in addition to
97 the regular fee or fees prescribed for the registration of a motor vehicle.
98 The fee shall be for such number plates with letters and numbers
99 selected by the Commissioner of Motor Vehicles. The Commissioner of
100 Motor Vehicles may establish a higher fee for: (1) Such number plates
101 which contain letters in place of numbers as authorized by section 14-
102 49, in addition to the fee or fees prescribed for plates issued under said
103 section; and (2) such number plates which are low number plates, in
104 accordance with section 14-160, in addition to the fee or fees prescribed
105 for plates issued under said section. The Commissioner of Motor
106 Vehicles shall establish, by regulations adopted in accordance with the
107 provisions of chapter 54, an additional voluntary lighthouse
108 preservation donation which shall be deposited in the Connecticut
109 Lighthouse Preservation account established under section 22a-27n*.
110 All fees established and collected pursuant to this section shall be
111 deposited in the Long Island Sound account established pursuant to
112 section 22a-27v, as amended by this act.

113 (c) [No] Except as provided in subsection (d) of this section no
114 additional renewal fee shall be charged for renewal of registration for

any motor vehicle bearing Long Island Sound commemorative number plates which contain letters in place of numbers, or low number plates, in excess of the renewal fee for Long Island Sound commemorative number plates with letters and numbers selected by the Commissioner of Motor Vehicles. No transfer fee shall be charged for transfer of an existing registration to or from a registration with Long Island Sound commemorative number plates.

(d) The Commissioner of Motor Vehicles shall charge an additional renewal fee of fifteen dollars for renewal of registration for any motor vehicle bearing Long Island Sound commemorative number plates. Five dollars of such additional renewal fee shall be dedicated to the administrative costs of the Department of Motor Vehicles. Ten dollars of such additional renewal fee shall be deposited in the habitat restoration matching fund subaccount established pursuant to section 22a-27v, as amended by this act.

~~[(d)]~~ (e) The Commissioner of Motor Vehicles, in consultation with the Commissioner of Environmental Protection, shall adopt regulations, in accordance with the provisions of chapter 54, to establish standards and procedures for the issuance, renewal and replacement of Long Island Sound commemorative number plates.

Sec. 4. Section 14-21i of the 2010 supplement to the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) On and after January 1, 1998, the Commissioner of Motor Vehicles shall issue greenways commemorative number plates of a design to enhance public awareness of the state and local efforts to preserve, restore and protect greenways. The design shall be determined by agreement between the Commissioner of Environmental Protection and the Commissioner of Motor Vehicles. No use shall be made of such plates except as official registration marker plates.

146 (b) The Commissioner of Motor Vehicles shall establish, by
147 regulations adopted in accordance with chapter 54, a fee to be charged
148 for greenways commemorative number plates in addition to the
149 regular fee or fees prescribed for the registration of a motor vehicle.
150 The fee shall be for such number plates with letters and numbers
151 selected by the Commissioner of Motor Vehicles. The Commissioner of
152 Motor Vehicles may establish a higher fee for: (1) Such number plates
153 which contain letters in place of numbers as authorized by section 14-
154 49, in addition to the fee or fees prescribed for plates issued under said
155 section; and (2) such number plates which are low number plates, in
156 accordance with section 14-160, in addition to the fee or fees prescribed
157 for plates issued under said section. Any fee collected pursuant to this
158 subsection shall be deposited in the greenways subaccount established
159 pursuant to section 8 of this act.

160 (c) [No] Except as provided in subsection (d) of this section,
161 additional renewal fee shall be charged for renewal of registration for
162 any motor vehicle bearing greenways commemorative number plates
163 which contain letters in place of numbers, or low number plates, in
164 excess of the renewal fee for greenways commemorative number
165 plates with letters and numbers selected by the Commissioner of
166 Motor Vehicles. No transfer fee shall be charged for transfer of an
167 existing registration to or from a registration with greenways
168 commemorative number plates.

169 (d) The Commissioner of Motor Vehicles shall charge an additional
170 renewal fee of fifteen dollars for renewal of registration for any motor
171 vehicle bearing greenways commemorative number plates. Five
172 dollars of such additional renewal fee shall be dedicated to the
173 administrative costs of the Department of Motor Vehicles. Ten dollars
174 of such additional renewal fee shall be deposited in the greenways
175 subaccount established pursuant to section 8 of this act.

176 [(d)] (e) The Commissioner of Motor Vehicles, in consultation with
177 the Commissioner of Environmental Protection, shall adopt

178 regulations, in accordance with the provisions of chapter 54, to
179 establish standards and procedures for the issuance, renewal and
180 replacement of greenways commemorative number plates.

181 Sec. 5. Section 14-21s of the 2010 supplement to the general statutes
182 is repealed and the following is substituted in lieu thereof (*Effective*
183 *from passage*):

184 (a) On and after January 1, 2004, the Commissioner of Motor
185 Vehicles shall issue wildlife conservation commemorative number
186 plates of a design to enhance public awareness of state efforts to
187 conserve wildlife species and their habitats in Connecticut. The design
188 shall be determined by agreement between the Commissioner of
189 Environmental Protection and the Commissioner of Motor Vehicles.
190 No use shall be made of such plates except as official registration
191 marker plates.

192 (b) A fee of fifty dollars shall be charged for wildlife conservation
193 commemorative number plates, in addition to the regular fee or fees
194 prescribed for the registration of a motor vehicle. Fifteen dollars of
195 such fee shall be deposited in an account controlled by the Department
196 of Motor Vehicles to be used for the cost of producing, issuing,
197 renewing and replacing such number plates. Thirty-five dollars of such
198 fee shall be deposited in the wildlife conservation subaccount
199 established pursuant to section 6 of this act. Such number plates shall
200 have letters and numbers selected by the Commissioner of Motor
201 Vehicles. The commissioner may establish a higher fee for: (1) Number
202 plates that contain the numbers and letters from a previously issued
203 number plate; (2) number plates that contain letters in place of
204 numbers as authorized by section 14-49, in addition to the fee or fees
205 prescribed for registration under said section; and (3) number plates
206 that are low number plates issued in accordance with section 14-160, in
207 addition to the fee or fees prescribed for registration under said
208 section.

209 (c) A renewal fee of fifteen dollars shall be charged for renewal of

210 registration of a motor vehicle bearing a wildlife conservation
 211 commemorative number plate, in addition to the regular fee or fees
 212 prescribed for renewal of registration of a motor vehicle. Five dollars
 213 of the renewal fee shall be designated for administrative costs of the
 214 Department of Motor Vehicles. Ten dollars of the renewal fee shall be
 215 deposited in the habitat restoration matching fund subaccount
 216 established pursuant to subsection (b) of section 22a-27v, as amended
 217 by this act. No additional renewal fee shall be charged for renewal of
 218 registration for any motor vehicle bearing a wildlife conservation
 219 commemorative number plate which contain letters in place of
 220 numbers, or low number plates, in excess of the renewal fee for
 221 wildlife conservation commemorative number plates with letters and
 222 numbers selected by the Commissioner of Motor Vehicles. No transfer
 223 fee shall be charged for transfer of an existing registration to or from a
 224 registration with wildlife conservation commemorative number plates.

225 (d) The Commissioner of Motor Vehicles, in consultation with the
 226 Commissioner of Environmental Protection, may adopt regulations, in
 227 accordance with the provisions of chapter 54, to establish standards
 228 and procedures for the issuance, renewal and replacement of wildlife
 229 conservation commemorative number plates.

230 (e) The Commissioner of Motor Vehicles may notify eligible
 231 motorists of the opportunity to obtain wildlife conservation program
 232 commemorative number plates by including a notice with motor
 233 vehicle registration renewals and by posting appropriate posters or
 234 signs in all division facilities and offices. The notices, posters and signs
 235 shall be designed by the Commissioner of Environmental Protection in
 236 consultation with the Commissioner of Motor Vehicles.

237 Sec. 6. (NEW) (*Effective from passage*) (a) There is established a
 238 separate nonlapsing subaccount within the Conservation Fund under
 239 section 7 of this act. Such subaccount shall be known as the "wildlife
 240 conservation subaccount". Any moneys required by law to be
 241 deposited in the subaccount shall be deposited in the Conservation

242 Fund and credited to the wildlife conservation subaccount. The
243 subaccount shall be available to the Commissioner of Environmental
244 Protection for: (1) Matching federal and private wildlife conservation
245 funds; (2) providing grants to municipalities and nonprofit
246 organizations for wildlife conservation purposes; (3) wildlife research
247 and management, with an emphasis on those wildlife species in
248 greatest need of conservation; (4) wildlife inventory and restoration;
249 (5) wildlife habitat acquisition, restoration, enhancement and
250 management, including, but not limited to, the conservation of
251 grasslands and other early successional habitats; and (6) public
252 outreach that promotes the preservation of the state's wildlife
253 diversity.

254 (b) The Commissioner of Environmental Protection may receive
255 private donations to the wildlife conservation subaccount and any
256 such receipts shall be deposited in the Conservation Fund and credited
257 to the subaccount.

258 (c) The Commissioner of Environmental Protection may provide for
259 the reproduction and marketing of the wildlife conservation
260 commemorative number plate image for use on clothing, recreational
261 equipment, posters, mementoes or other products or programs
262 deemed by the commissioner to be suitable as a means of supporting
263 the wildlife conservation subaccount. Any funds received by the
264 commissioner from such marketing shall be deposited in the
265 Conservation Fund and credited to the subaccount.

266 Sec. 7. (NEW) (*Effective from passage*) (a) There is established an
267 account to be known as the "Conservation Fund" which shall be a
268 separate, nonlapsing account within the General Fund. Within the
269 Conservation Fund, there is established a separate, nonlapsing
270 subaccount to be known as the "conservation subaccount". The
271 Conservation Fund may include other subaccounts separate and apart
272 from the conservation account. Any moneys required by law to be
273 deposited in the Conservation Fund shall be deposited therein and

274 credited to the appropriate subaccount. The conservation subaccount
275 shall be used by the Department of Environmental Protection for the
276 administration of the central office and conservation and preservation
277 programs authorized by the general statutes.

278 (b) Notwithstanding any provision of the general statutes, the
279 amount of any fee received by the Department of Environmental
280 Protection that is attributable to the establishment of a new fee or the
281 increase of an existing fee pursuant to the provisions of title 23 or 26 of
282 the general statutes, shall be deposited directly into the Conservation
283 Fund established by subsection (a) of this section and credited to the
284 conservation subaccount. The Commissioner of Environmental
285 Protection shall certify to the Treasurer, with respect to each such fee
286 received on and after June 1, 2010, the amount of such fee that shall be
287 credited to the General Fund and the amount of such fee that shall be
288 credited to the Conservation Fund, and all fees collected by the
289 department pursuant to title 23 of the general statutes for parking,
290 admission, boat launching, camping and other recreational uses of
291 state parks, forests, boat launches and other state facilities shall be
292 deposited into the Conservation Fund and credited to the conservation
293 subaccount established by subsection (a) of this section.

294 (c) There is established a separate, nonlapsing subaccount within
295 the Conservation Fund to be known as the "maintenance, repair and
296 improvement subaccount". All moneys collected from any rent paid by
297 any person occupying or otherwise using any property in the custody
298 and control of the Commissioner of Environmental Protection,
299 including houses or other buildings, shall be deposited into the
300 subaccount unless the commissioner enters into a written agreement,
301 signs an instrument or issues a license which specifically states
302 otherwise. The subaccount may also receive moneys from private or
303 public sources, or from the federal government or a municipal
304 government. Any moneys required by law to be deposited into the
305 subaccount shall be deposited in the Conservation Fund and credited
306 to the maintenance, repair and improvement subaccount. The

307 subaccount shall be available to the Commissioner of Environmental
308 Protection for maintaining, making improvements to, erecting
309 structures on or repairing any property in the custody and control of
310 the Commissioner of Environmental Protection, including houses and
311 other buildings. Nothing in this section shall prevent the commissioner
312 from obtaining or using funds from sources other than the subaccount,
313 for maintaining, making improvements to, erecting structures on or
314 repairing any property in the custody and control of said
315 commissioner, including houses and other buildings.

316 Sec. 8. (NEW) (*Effective from passage*) (a) There is established a
317 separate, nonlapsing subaccount within the Conservation Fund under
318 section 7 of this act. Such subaccount shall be known as the "greenways
319 subaccount". Any moneys required by law to be deposited in the
320 subaccount shall be deposited in the Conservation Fund and credited
321 to the greenways subaccount. The account shall be available (1) to the
322 Commissioner of Environmental Protection for reimbursement of the
323 Department of Motor Vehicles for the cost of producing, issuing,
324 renewing and replacing greenways commemorative number plates,
325 including administrative expenses, pursuant to section 14-21i of the
326 general statutes, as amended by this act, and (2) to the Commissioner
327 of Environmental Protection for grants pursuant to section 23-101 of
328 the general statutes.

329 (b) The Commissioner of Environmental Protection may receive
330 private donations to the greenways subaccount and any such receipts
331 shall be deposited in the Conservation Fund and credited to the
332 subaccount.

333 (c) The Commissioner of Environmental Protection may provide for
334 the reproduction and marketing of the greenways commemorative
335 number plate image for use on clothing, recreational equipment,
336 posters, mementoes or other products or programs deemed by the
337 commissioner to be suitable as a means of supporting the greenways
338 account. Any funds received by the commissioner from such

339 marketing shall be deposited in the Conservation Fund and credited to
340 the greenways subaccount.

341 Sec. 9. Section 22a-27v of the 2010 supplement to the general statutes
342 is repealed and the following is substituted in lieu thereof (*Effective*
343 *from passage*):

344 (a) There is established an account to be known as the "Long Island
345 Sound account". The Long Island Sound account shall be a separate,
346 nonlapsing account of the General Fund. Any moneys required by law
347 to be deposited in the account shall be deposited in and credited to the
348 Long Island Sound account. The account shall be available to the
349 Commissioner of Environmental Protection for (1) (A) restoration and
350 rehabilitation of tidal wetlands in proximity to Long Island Sound, (B)
351 restoration and rehabilitation of estuarine embayments in proximity to
352 Long Island Sound, (C) acquisition of public access to Long Island
353 Sound, (D) propagation of and habitat protection for shellfish and
354 finfish, including anadromous fish, and (E) education and public
355 outreach programs to enhance the public's understanding of the need
356 to protect and conserve the natural resources of Long Island Sound; (2)
357 allocation of grants to agencies, institutions or persons, including, but
358 not limited to, the Long Island Sound Foundation, to conduct research
359 and to provide public education and public awareness to enhance
360 understanding and management of the natural resources of Long
361 Island Sound; (3) provision of funds for services which support the
362 protection and conservation of the natural resources of Long Island
363 Sound; or (4) reimbursement of the Department of Motor Vehicles for
364 the cost of producing, issuing, renewing and replacing Long Island
365 Sound commemorative number plates, including administrative
366 expenses, pursuant to section 14-21e, as amended by this act.

367 (b) There is established a separate, nonlapsing subaccount within
368 the Long Island Sound account to be known as the "habitat restoration
369 matching fund". The subaccount shall contain fees required to be
370 deposited in the subaccount pursuant to subsection (c) of section 14-

21e, as amended by this act, and subsection (c) of section 14-21s, as amended by this act. The subaccount may also contain moneys from public or private sources, or from the federal government or a municipal government. The account shall be available to the Commissioner of Environmental Protection to: (1) Match federal and private habitat restoration and rehabilitation funds, (2) provide grants to municipalities and nonprofit organizations for habitat restoration and rehabilitation purposes within the Long Island Sound watershed, (3) complete wildlife habitat acquisition, enhancement and management projects, and (4) promote public habitat restoration, rehabilitation and acquisition outreach within the Long Island Sound watershed. Nothing in this section shall prevent the commissioner from obtaining or using funds from sources other than this subaccount, for the restoration and rehabilitation of habitats within the Long Island Sound watershed.

[(b)] (c) The commissioner may receive private donations to the Long Island Sound account and any such receipts shall be deposited in the account.

[(c)] (d) The commissioner may provide for the reproduction and marketing of the Long Island Sound commemorative number plate image for use on clothing, recreational equipment, posters, mementoes, or other products or programs deemed by the commissioner to be suitable as a means of supporting the Long Island Sound account. Any funds received by the commissioner from such marketing shall be deposited in the Long Island Sound account.

Sec. 10. Section 22a-498 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) Any municipality selected by the commissioner to participate in the pilot program established pursuant to section 22a-497 may, by ordinance adopted by its legislative body, designate any existing board or commission or establish a new board or commission as the stormwater authority for such municipality. If a new board or

403 commission is created, such municipality shall, by ordinance,
404 determine the number of members thereof, their compensation, if any,
405 whether such members shall be elected or appointed, the method of
406 their appointment, if appointed, and removal and their terms of office,
407 which shall be so arranged that not more than one-half of such terms
408 shall expire within any one year.

409 (b) The purposes of the stormwater authority shall be to: (1)
410 Develop a stormwater management program, including, but not
411 limited to, (A) a program for construction and post-construction site
412 stormwater runoff control, including control detention and prevention
413 of stormwater runoff from development sites; ~~[or]~~ and (B) a program
414 for control and abatement of stormwater pollution from existing land
415 uses, and the detection and elimination of connections to the
416 stormwater system that threaten the public health, welfare or the
417 environment; (2) provide public education and outreach in the
418 municipality relating to stormwater management activities and to
419 establish procedures for public participation; (3) provide for the
420 implementation and administration of the stormwater management
421 program; (4) establish geographic boundaries of the stormwater
422 authority district; and (5) recommend to the legislative body of the
423 municipality in which such district is located the imposition of a levy
424 upon the taxable interests in real property within such district, the
425 revenues from which may be used in carrying out any of the powers of
426 such district. In accomplishing the purposes of this section, the
427 stormwater authority may plan, layout, acquire, construct, reconstruct,
428 repair, maintain, supervise and manage stormwater control systems.

429 (c) Any stormwater authority created or designated by a
430 municipality pursuant to subsection (a) of this section may: ~~[levy]~~ (1)
431 Develop a fee schedule applicable to property operators and property
432 owners of a municipality in the authority's district for the purposes
433 described in subsection (b) of this section. In establishing such fee
434 schedule, the stormwater authority may consider criteria, including,
435 but not limited to, the following: (A) The area of the property

436 containing impervious surfaces from which stormwater runoff is
 437 generated, (B) land use types that result in higher concentrations of
 438 stormwater pollution, and (C) the grand list valuation of such
 439 property. The stormwater authority may provide credits in such fee
 440 schedule for property owners and property operators who
 441 demonstrate, through monitoring, reduced stormwater impacts in
 442 accordance with Leadership in Energy and Environmental Design
 443 approved construction and rehabilitation standards or green
 444 infrastructure techniques including, but not limited to, the following:
 445 (i) Downspout disconnections, (ii) rain barrels, (iii) pervious pavers,
 446 (iv) rain gardens, and (v) green roofs. The stormwater authority may
 447 reduce such fees or defer such fees for land classified as, or consisting
 448 of, farm, forest or open space land; and (2) collect fees from certain
 449 property operators or property owners of the municipality for the
 450 purposes described in subsection (b) of this section. [In establishing
 451 fees for any property in its district, the stormwater authority may
 452 consider criteria, including, but not limited to, the following: The area
 453 of the property containing impervious surfaces from which
 454 stormwater runoff is generated, land use types that result in higher
 455 concentrations of stormwater pollution and the grand list valuation of
 456 the property. The stormwater authority may reduce or defer such fees
 457 for land classified as, or consisting of, farm, forest or open space land.]

458 (d) A stormwater authority established pursuant to this section shall
 459 constitute a body politic and corporate with powers commensured
 460 with the furtherance of its purposes including those set forth under
 461 subsection (b) of this section and the powers described in subsection
 462 (c) of this section. Any ordinance that establishes such an authority
 463 shall confer upon such authority each of the following powers: (1) To
 464 sue and be sued, including the right to seek liens or pretrial
 465 attachments in the course of collecting unpaid levies or fees; (2) to
 466 acquire, hold, convey, or mortgage, any estate, real or personal; (3) to
 467 contract; (4) to borrow money, including by the issuance of bonds; (5)
 468 to recommend to the legislative body of the municipality or
 469 municipalities in which such authority is located the imposition of a

470 levy upon the taxable interests in real property within such district, the
471 revenues from which may be used in carrying out any of the powers of
472 such district; (6) to construct, own, operate and maintain public
473 improvements; (7) to establish a fee schedule; (8) to deposit, keep and
474 disperse all revenues and funds generated pursuant to this section to
475 the authority's own accounts rather than the municipality's general
476 fund; (9) to enter upon lands and waters, as may be necessary, to make
477 surveys, soundings, borings and examinations in order to accomplish
478 the purposes of this section; and (10) to provide, within such authority,
479 some or all of the other services which such municipality is authorized
480 to provide, except that no such ordinance may confer upon any such
481 authority the power to provide elementary or secondary public
482 education services or the power to provide services that any municipal
483 body or authority within any portion of the area included in such
484 stormwater authority provides.

485 (e) Any charge, fee, fine or other amount that is not timely paid to a
486 stormwater authority after the date due shall be delinquent, subject to
487 interest and constitute a lien upon the premises served and a charge
488 upon the owner of the subject property in the manner provided by
489 section 7-258. Such lien may be foreclosed against the lot or building
490 served in the same manner as a lien for taxes, provided all such liens
491 shall continue until such time as they shall be discharged or foreclosed
492 by the authority without the necessity of filing certificates of
493 continuation, but in no event for longer than ten years. The authority
494 may institute a civil action against a property owner to recover the
495 amount of any such fee or charge that remains due and unpaid for
496 thirty days along with interest not to exceed eighteen per cent per year
497 and with reasonable attorneys' fees.

498 ~~[(d)]~~ (f) The authority may adopt municipal regulations to
499 implement the stormwater management program.

500 ~~[(e)]~~ (g) The authority may, subject to the commissioner's approval,
501 enter into contracts with any municipal or regional entity to

502 accomplish the purposes of this section.

503 Sec. 11. Subsection (c) of section 22a-478 of the general statutes is
504 repealed and the following is substituted in lieu thereof (*Effective from*
505 *passage*):

506 (c) The funding of an eligible water quality project shall be pursuant
507 to a project funding agreement between the state, acting by and
508 through the commissioner, and the municipality undertaking such
509 project and shall be evidenced by a project fund obligation or grant
510 account loan obligation, or both, or an interim funding obligation of
511 such municipality issued in accordance with section 22a-479. A project
512 funding agreement shall be in a form prescribed by the commissioner.
513 Eligible water quality projects shall be funded as follows:

514 (1) A nonpoint source pollution abatement project shall receive a
515 project grant of seventy-five per cent of the cost of the project
516 determined to be eligible by the commissioner.

517 (2) A combined sewer project shall receive (A) a project grant of fifty
518 per cent of the cost of the project, and (B) a loan for the remainder of
519 the costs of the project, not exceeding one hundred per cent of the
520 eligible water quality project costs.

521 (3) A construction contract eligible for financing awarded by a
522 municipality on or after July 1, 1999, as a project undertaken for
523 nitrogen removal shall receive a project grant of thirty per cent of the
524 cost of the project associated with nitrogen removal, a twenty per cent
525 grant for the balance of the cost of the project not related to nitrogen
526 removal, and a loan for the remainder of the costs of the project, not
527 exceeding one hundred per cent of the eligible water quality project
528 costs. [Nitrogen] Nutrients removal projects under design or
529 construction on July 1, [1999] 2010, and projects that have been
530 constructed but have not received permanent, Clean Water Fund
531 financing, on July 1, [1999] 2010, shall be eligible to receive a project
532 grant of thirty per cent of the cost of the project associated with

533 [nitrogen] nutrients removal, a twenty per cent grant for the balance of
534 the cost of the project not related to [nitrogen] nutrients removal, and a
535 loan for the remainder of the costs of the project, not exceeding one
536 hundred per cent of the eligible water quality project costs.

537 (4) If supplemental federal grant funds are available for Clean Water
538 Fund projects specifically related to the clean-up of Long Island Sound
539 that are funded on or after July 1, [2003] 2010, a distressed
540 municipality, as defined in section 32-9p, may receive a combination of
541 state and federal grants in an amount not to exceed fifty per cent of the
542 cost of the project associated with [nitrogen] nutrients removal, a
543 twenty per cent grant for the balance of the cost of the project not
544 related to [nitrogen] nutrients removal, and a loan for the remainder of
545 the costs of the project, not exceeding one hundred per cent of the
546 allowable water quality project costs.

547 (5) A municipality with a water pollution control project, the
548 construction of which began on or after July 1, 2003, which has (A) a
549 population of five thousand or less, or (B) a population of greater than
550 five thousand which has a discrete area containing a population of less
551 than five thousand that is not contiguous with the existing sewerage
552 system, shall be eligible to receive a grant in the amount of twenty-five
553 per cent of the design and construction phase of eligible project costs,
554 and a loan for the remainder of the costs of the project, not exceeding
555 one hundred per cent of the eligible water quality project costs.

556 (6) Any other eligible water quality project shall receive (A) a project
557 grant of twenty per cent of the eligible cost, and (B) a loan for the
558 remainder of the costs of the project, not exceeding one hundred per
559 cent of the eligible project cost.

560 (7) Project agreements to fund eligible project costs with grants from
561 the Clean Water Fund that were executed during or after the fiscal year
562 beginning July 1, 2003, shall not be reduced according to the provisions
563 of the regulations adopted under section 22a-482.

564 (8) On or after July 1, 2002, an eligible water quality project that
 565 exclusively addresses sewer collection and conveyance system
 566 improvements may receive a loan for one hundred per cent of the
 567 eligible costs provided such project does not receive a project grant.
 568 Any such sewer collection and conveyance system improvement
 569 project shall be rated, ranked, and funded separately from other water
 570 pollution control projects and shall be considered only if it is highly
 571 consistent with the state's conservation and development plan, or is
 572 primarily needed as the most cost effective solution to an existing area-
 573 wide pollution problem and incorporates minimal capacity for growth.

574 (9) All loans made in accordance with the provisions of this section
 575 for an eligible water quality project shall bear an interest rate of two
 576 per cent per annum. The commissioner may allow any project fund
 577 obligation, grant account loan obligation or interim funding obligation
 578 for an eligible water quality project to be repaid by a borrowing
 579 municipality prior to maturity without penalty.

580 Sec. 12. Section 23-20 of the 2010 supplement to the general statutes
 581 is repealed and the following is substituted in lieu thereof (*Effective*
 582 *from passage*):

583 (a) The Commissioner of Environmental Protection shall administer
 584 the statutes relating to forestry and the protection of forests. The
 585 commissioner may: [employ] (1) Employ such field and office
 586 assistants as may be necessary for the execution of his or her duties; [. The commissioner may,] (2) from time to time, publish the forestry
 587 laws of the state and other literature of general interest and practical
 588 value pertaining to forestry; [. The commissioner may] (3) enter into
 589 cooperation with departments of the federal government for the
 590 promotion of forest resource management and protection within the
 591 state; [. The commissioner may,] and (4) with the assistance of the State
 592 Forester, develop and administer plans for the protection and
 593 management of publicly owned woodlands. Such plans shall include,
 594 but not be limited to, proposals for the establishment of forest

596 plantations and the marketing of forest products.

597 **(b)** Not later than January 10, 2010, the commissioner shall apply to
598 have publicly owned woodlands or products from such woodlands
599 certified or licensed under one or more of the following, provided the
600 commissioner uses private funding from gifts, donations or bequests,
601 as authorized in this section, for the cost of all such applications: (1)
602 The Sustainable Forestry Initiative Program, (2) the American Tree
603 Farm System, (3) the Canadian Standards Association's Sustainable
604 Management System Standards, (4) the Finnish Standard, (5) the Forest
605 Stewardship Council, (6) the Pan-European Forest Certification
606 Program, (7) the Swedish Standards, (8) the United Kingdom
607 Woodland Assurance Scheme, (9) the Smart Wood Program, as
608 administered by the Rainforest Alliance, or (10) any other programs
609 deemed necessary, as determined by the commissioner. The
610 commissioner shall implement any sustainable forestry practice
611 necessary for such certification or licensure. The commissioner may
612 accept, on behalf of the Department of Environmental Protection, any
613 gifts, donations or bequests for the purposes of applying for and
614 obtaining such certification or licensure.

615 **(c)** **(1)** The commissioner may harvest forest products from
616 woodlands owned by the state and take such other measures as [he or
617 she] the commissioner deems necessary for [their] the efficient
618 management and protection [,] of such woodlands and may sell wood,
619 timber and other products from any state woodlands whenever [he or
620 she] the commissioner deems such sales desirable and may develop
621 recreational facilities in the woodlands managed by the Department of
622 Environmental Protection. The commissioner shall charge no less than
623 ten dollars per cord for any such wood or timber sold as fuel.

624 **(2)** There is established a separate, nonlapsing account within the
625 General Fund to be known as the "timber harvesting revolving fund".
626 On and after October 1, 2010, the commissioner may use moneys in
627 such account for the purpose of funding the development of forest

628 management plans. The commissioner shall use such forest
 629 management plans to guide the harvest of timber from woodlands. All
 630 proceeds from the harvest of such timber in accordance with such
 631 forest management plans shall be deposited in such account. The
 632 commissioner may expend funds from the account that are necessary
 633 for all reasonable direct expenses relating to the administration and
 634 operation of the account.

635 (d) The commissioner may rent state forest property and buildings
 636 thereon under his or her jurisdiction for a period not exceeding
 637 twenty-five years, provided any lease for such property and building
 638 for a term of more than ten years shall be subject to the review and
 639 approval of the State Properties Review Board. The proceeds of such
 640 sales, rentals and any receipts resulting from management of the state
 641 forests, or from reimbursements from other state departments or state
 642 institutions, shall be deposited in the General Fund in accordance with
 643 the provisions of section 4-32. Expenditures incurred by the
 644 commissioner for the protection, management and development of the
 645 forests, the preparation and marketing of forest products and the
 646 acquisition of land for the extension and completion of the state forests
 647 as provided in section 23-21 may be paid with moneys appropriated
 648 from the General Fund.

649 (e) The provisions of this section shall not apply to land owned or
 650 managed by the state on which forest resource management measures
 651 may be restricted by deed, statute, or incompatible use. As used in this
 652 section, woodland means land owned or managed by a state agency
 653 and stocked with forest tree species not less than six hundred stems
 654 per acre and at least one year old.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	22a-483(a)
Sec. 2	<i>from passage</i>	22a-483(d)
Sec. 3	<i>from passage</i>	14-21e

Sec. 4	<i>from passage</i>	14-21i
Sec. 5	<i>from passage</i>	14-21s
Sec. 6	<i>from passage</i>	New section
Sec. 7	<i>from passage</i>	New section
Sec. 8	<i>from passage</i>	New section
Sec. 9	<i>from passage</i>	22a-27v
Sec. 10	<i>from passage</i>	22a-498
Sec. 11	<i>from passage</i>	22a-478(c)
Sec. 12	<i>from passage</i>	23-20

Statement of Purpose:

To encourage job growth in sectors of the state economy that also help to preserve the environment.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]